

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE NUMBER AND TITLE: DMR Regulation 95.09 VV, Closed Area No. 56-I, Canal Cove, Seward Neck, Lubec.

TEXT OF RULE: DMR Regulation 95.09 VV, Closed Area No. 56-I, Canal Cove, Seward Neck, Lubec.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels from the shores, flats and waters of Canal Cove, Lubec, located between the following two lines: (a) a line across the Canal following the western embankment of the North Lubec Road; **AND** (b) a line drawn across Canal Cove just east of the boulders (located near the middle of the cove). This line begins at a red painted post (about 2,600 feet, as the crow flies, southwesterly of where the North Lubec Road crosses the canal) located on the southeast shore of the cove and runs northwesterly about 300 yards to a red painted post situated on a point lying just west of a small unnamed creek. This line passes just northeast of the most eastern boulder in the center of Canal Cove.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: November 1, 1991

AGENCY CONTACT PERSON: Robert D. Lewis
Department of Marine Resources
State House Station #21
Augusta, ME 04333

THE QUODDY TIDES
November 8, 1991

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources enacts this new regulation to close that part of Canal Cove lying east of the boulders.

Department personnel have determined that the part of Canal Cove, lying east of the boulders, is polluted and harvest of clams, mussels, oysters and quahogs is prohibited to protect the public health.


E. PENN ESTABROOK
Deputy Commissioner

